

# Notice of Allowability

Application No.

10/725,529

Applicant(s)

OHIGASHI ET AL.

Examiner

Leslie J. Evanisko

Art Unit

2854

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed 12/22/2005 and the interview on 03/10/2006.
2. ☒ The allowed claim(s) is/are 3-18,21-31,33 and 34.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),  
Paper No./Mail Date 20060310.
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_.

## **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with William Pieprz (reg. no. 33,630) on March 10, 2006.

The application has been amended as follows:

### **IN THE CLAIMS:**

In claim 7, line 1, the term "A" was deleted and replaced with --The--.

In claim 8, line 1, the term "A" was deleted and replaced with --The--.

In claim 9, line 1, the term "A" was deleted and replaced with --The--.

In claim 10, line 1, the term "A" was deleted and replaced with --The--.

In claim 11, line 1, the term "A" was deleted and replaced with --The--.

In claim 12, line 1, the term "A" was deleted and replaced with --The--.

In claim 13, line 1, the term "A" was deleted and replaced with --The--.

In claim 14, line 1, the term "A" was deleted and replaced with --The--.

In claim 15, line 1, the term "A" was deleted and replaced with --The--.

In claim 16, line 1, the term "A" was deleted and replaced with --The--.

In claim 18, line 1, the term "A" was deleted and replaced with --The--.

In claim 30, line 1, the phrase "A method for making a" was deleted and replaced with --The-- to insure the preamble of claim 30 and claim 4 are consistent.

In claim 31, line 1, the term "A" was deleted and replaced with --The--.

Claim 32 has been canceled since it appeared to be modifying the scope of claim 17 rather than further limiting it.

The following new claim has been added:

--Claim 34. (new) The method for making a printing plate according to claim 21, wherein an average spacing between adjacent small pits is smaller than a representative size of a dot or line of imaging resin applied on the hydrophilic porous layer.--

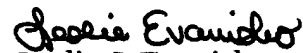
### **Examiner's Comment**

2. The Examiner notes applicant's comments on page 10 of the amendment dated December 22, 2005 regarding the improper reference being cited on the PTO-892 form attached to the Office Action dated September 22, 2005. This Examiner apologizes for any inconvenience caused by this inadvertent error and has cited Mori (US 6,737,218) in the attached PTO-892 to insure that the record in the present application is clear and accurate.

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Leslie J. Evanisko** whose telephone number is **(571) 272-2161**. The examiner can normally be reached on M-Th 7:30 am-6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew H. Hirshfeld can be reached on (571) 272-2168. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Leslie J. Evanisko  
Primary Examiner  
Art Unit 2854

lje  
March 10, 2006